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CERTIFICATION OF DEPOSIT AS FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage affixed addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on June 17, 2002.

Name: Esther Lily C. Esguerra

Signature: *E. Esguerra*

Patent

Attorney's Docket No. 005699-514



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

KELLEHER, Judith A. et al.

Application No.: 10/074,595

Filed: February 11, 2002

For:  $\alpha$ -ARYL-N-ALKYLNITRONES AND  
PHARMACEUTICAL COMPOSITIONS  
CONTAINING THE SAME

Group Art Unit: 1621

Examiner:

Confirmation No.: 5929

**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION**

**BOX: MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(b) dated April 15, 2002, enclosed please find:

- ☐ a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of ☐ \$65.00 (205) ☐ \$130.00 (105) as set forth in 37 C.F.R. § 1.16(e);
- ☐ Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different from those listed on the application filing papers.
- ☐ a Request for Refund;
- ☐ a Petition for Extension of Time;
- ☐ a verified English translation of the Application, and the \$130.00 (139) fee as set forth in 37 C.F.R. § 1.17(k);

Notice to Filing Missing Parts of ~~Nonprovisional~~ Application

Application No. 10/074,595

Attorney's Docket No. 005699-514

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- ☐ an Assignment document and a separate check for the \$40.00 (581) Assignment recordation fee;
- ☐ drawings for publication;
- ☒ other: copy of Notice to File Missing Parts of Nonprovisional Application;  
Acknowledgment Postcard;
- ☒ a check in the amount of \$ 500.00 for the fee due for missing parts; and
- ☐ charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due for missing parts.
- ☒ Small entity status is hereby claimed.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 

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Registration No. 25,952  
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Date: June 14, 2002

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/074,595	02/11/2002	Judith A. Kelleher	005699-512

CONFIRMATION NO. 5929

FORMALITIES LETTER



\*OC000000007867127\*

BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
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Alexandria, VA 22313-1404



Date Mailed: 04/15/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **Total balance due by applicant is \$ 870.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/27/2002 HDEMESS1 00000066 10074595

01 FC:201 370.00 DP  
02 FC:205 65.00 DP

Repln. Ref: 06/27/2002 HDEMESS1 0012591300  
DAH:024800 Name/Number:10074595  
FC: 704 \$65.00 CR